

article had been prepared and packed under insanitary conditions whereby it may have become contaminated with filth.

**DISPOSITION:** March 3, 1952. A plea of nolo contendere having been entered, the court imposed a fine of \$600, plus costs.

**18411. Adulteration of unpopped popcorn. U. S. v. 59 Cases, etc. (F. D. C. No. 30124. Sample Nos. 78359-K, 78360-K, 90261-K to 90263-K, incl.)**

**LABEL FILED:** November 10, 1950, District of Montana; amended October 22, 1951.

**ALLEGED SHIPMENT:** On or about July 14 and December 17, 1949, from Buhl, Idaho.

**PRODUCT:** 59 cases, each containing 24 1-pound packages, and 25 cases, each containing 12 2-pound packages, of unpopped popcorn at Missoula, Mont.

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the presence of insects and insect-damaged kernels, and of a decomposed substance by reason of the presence of moldy kernels. The article was adulterated while held for sale after shipment in interstate commerce.

**DISPOSITION:** November 21, 1951. Southern Idaho Growers, Buhl, Idaho, claimant, having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the product be denatured and turned over to a State institution, for use as animal feed or destroyed.

## DAIRY PRODUCTS

### BUTTER

**18412. Adulteration of butter. U. S. v. Harold A. Hamilton (Eldorado Creamery Co.). Plea of guilty. Fine of \$1,000 and sentence of 2 years in jail. Jail sentence suspended and defendant placed on probation for 2 years. (F. D. C. No. 31578. Sample Nos. 12520-L, 12523-L.)**

**INFORMATION FILED:** January 22, 1952, Southern District of Ohio, against Harold A. Hamilton, trading as the Eldorado Creamery Co., Eldorado, Ohio.

**ALLEGED SHIPMENT:** On or about September 15 and 22, 1951, from the State of Ohio into the State of Indiana.

**LABEL, IN PART:** (Wrapper) "Wayne County Farm Bureau Produce Ass'n. Distributors Richmond, Indiana Creamery Butter."

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the presence of fly fragments, cow hairs, mites, feather barbules, insect fragments, and rodent hair fragments.

**DISPOSITION:** June 9, 1952. A plea of guilty having been entered, the court imposed a fine of \$1,000 and a sentence of 2 years in jail, which sentence was suspended, and placed the defendant on probation for 2 years.